

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

11 DEVIN D. SMITH,

No. 2:21-cv-0439 CKD P

12 Petitioner,

13 ORDER

14 SACRAMENTO COUNTY,

15 Respondent.

17 Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas
18 corpus pursuant to 28 U.S.C. § 2254. Petitioner has not, however, filed an in forma pauperis
19 affidavit or paid the required filing fee (\$5.00). See 28 U.S.C. §§ 1914(a); 1915(a). Petitioner
20 will be provided the opportunity to either submit the appropriate affidavit in support of a request
21 to proceed in forma pauperis or submit the appropriate filing fee.

22 In accordance with the above, IT IS HEREBY ORDERED that:

23 1. Petitioner shall submit, within thirty days from the date of this order, an affidavit in
24 support of his request to proceed in forma pauperis or the appropriate filing fee; petitioner's
25 failure to comply with this order will result in a recommendation that this action be dismissed;
26 and

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1 2. The Clerk of the Court is directed to send petitioner a copy of the in forma pauperis
2 form used by this district.

3 Dated: March 18, 2021

Carolyn K. Delaney

4 CAROLYN K. DELANEY
5 UNITED STATES MAGISTRATE JUDGE

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